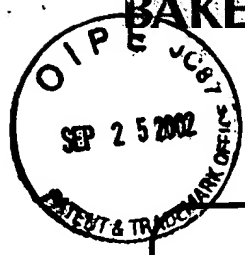


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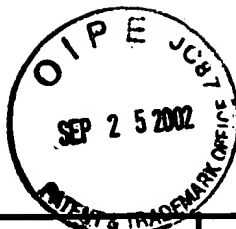
TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Application Number	09/393,473
	Filing Date	Sept 20, 2002
	First Named Inventor	Wayne Cohen
	Group Art Unit	2837
	Examiner Name	Shih-yung Hsieh
Total Number of Pages in This Submission	Attorney Docket Number	A32636

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ Remarks <input type="checkbox"/>	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (Please identify below): Request for Oral Argument

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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	BakerBotts LLP 30 Rockefeller Plaza New York, NY 10172
Signature	 Att Name: James J. Maune PTO Reg: 26,946
Date	September 20, 2002

CERTIFICATE OF MAILING	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: <u>September 20, 2002</u>	
Typed or printed name	James J. Maune
Signature	
Date	September 20, 2002

BAKER BOTTS LLP

FEE TRANSMITTAL for FY 2002

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT(\$)**140****Complete if Known**

Application Number	09/393,473
Filing Date	Sept 20, 2002
First Named Inventor	Wayne Cohen
Examiner Name	Shih-yung Hsieh
Group Art Unit	2837
Attorney Docket No.	A32636

METHOD OF PAYMENT

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number: **02-4377**
Deposit Account Name: **Baker Botts LLP**

☒ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17

☒ Applicant claims small entity status. See 37 CFR 1.27

2. ☐ **Payment Enclosed:**

☒ Check ☐ Credit card ☐ Money Order ☐ Other

FEE CALCULATION**1. BASIC FILING FEE**

Large Entity Small Entity

Fee (\$)	Fee (\$)	Fee Description	Fee Paid
740	370	Utility filing fee	
330	165	Design filing fee	
510	255	Plant filing fee	
740	370	Reissue filing fee	
160	80	Provisional filing fee	

SUBTOTAL (1) (\$)**0****2. EXTRA CLAIM FEES**

Total Claims: - 20** = x =
Independent Claims: - 3** = x =
Multiple Dependent: =

Large Entity Small Entity

Fee (\$)	Fee (\$)	Fee Description
18	9	Claims in excess of 20
84	42	Independent claims in excess of 3
280	140	Multiple dependent claim, if not paid
84	42	** Reissue independent claims over original patent
18	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2)(\$)**0**

**for number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

Large Entity Fee (\$)	Small Entity Fee (\$)	Fee Description
130	65	Surcharge - late filing fee or oath
50	25	Surcharge - late provisional filing fee or cover sheet
130	130	Non-English specification
2,520	2,520	For filing a request for <i>ex parte</i> reexamination
920*	920*	Requesting publication of SIR prior to Examiner action
1,840*	1,840*	Requesting publication of SIR after Examiner action
110	55	Extension for reply within first month
400	200	Extension for reply within second month
920	460	Extension for reply within third month
1,440	720	Extension for reply within fourth month
1,960	980	Extension for reply within fifth month
320	160	Notice of Appeal
320	160	Filing a brief in support of an appeal
280	140	Request for oral hearing
1,510	1,510	Petition to institute a public use proceeding
110	55	Petition to revive - unavoidable
1,280	640	Petition to revive - unintentional
1,280	640	Utility issue fee (or reissue)
460	230	Design issue fee
620	310	Plant issue fee
130	130	Petitions to the Commissioner
50	50	Processing fee under 37 CFR 1.17(q)
180	180	Submission of Information Disclosure Stmt
40	40	Recording each patent assignment per property (times number of properties)
740	370	Filing a submission after final rejection (37 CFR § 1.129(a))
740	370	For each additional invention to be examined (37 CFR § 1.129(b))
740	370	Request for Continued Examination (RCE)
900	900	Request for expedited examination of a design application

Other fee (specify) _____

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$)**140****SUBMITTED BY**

Name (Print/Type)	James J. Maune	Registration No. (Attorney/Agent)	26,946	Telephone	(212) 408-2566
Signature		Date	September 20, 2002		

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A32636
072708.0116

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

Applicant: Cohen, Wayne)
Serial No.: \09/393,473) On Appeal to the
Filed: September 10, 1999) Board of Appeals
For: MARACA WITH FLEXIBLE HANDLE) Group Art Unit: 2837
Examiner Hsieh)

*do/oral
hearing
Chung
10/1/02*

REQUEST FOR ORAL ARGUMENT

I hereby certify that this paper is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231.

September 20, 2002
Date of Deposit

James J. Maune
Attorney Name

26,946
PTO Registration No.


Signature

September 20, 2002
Date of Signature

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Applicant respectfully submits this request for oral argument before the Board of

03/26/2002 RHARIS1 00000108 09393473

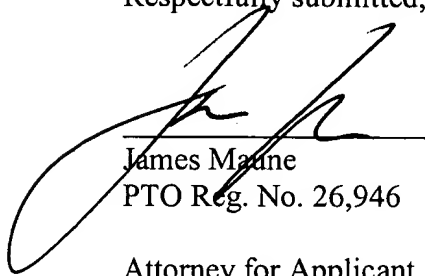
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Patent Appeals and Interferences for the above identified application.

Respectfully submitted,

A large, stylized handwritten signature in black ink, appearing to read 'J. Maune', is written over a horizontal line.

James Maune
PTO Reg. No. 26,946

Attorney for Applicant
(212) 408-2566

Baker Botts LLP
30 Rockefeller Plaza
New York, NY 10112